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Texas State Securities Board

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MEMBER

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MEMBER

SOAH DOCKET NO. 312-16-5589
SSB DOCKET NO. IC16-04

IN THE MATTER OF	§	BEFORE THE STATE OFFICE
THE INVESTMENT ADVISER	§	
REGISTRATIONS OF	§	OF
LAWRENCE ALLEN DESHETLER	§	
DBA PARTNERS INVESTMENT	§	ADMINISTRATIVE HEARINGS
ADVISORS	§	

STIPULATIONS TO FACTUAL, LEGAL, AND PROCEDURAL MATTERS & JOINT MOTION TO PROCEED ON A DEFAULT BASIS

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COMES NOW, the Inspections & Compliance Division of the Texas State Securities Board (the "Staff"), by and through Callie Hester, Staff Attorney, Inspections and Compliance Division and Lawrence Allen deShetler ("Respondent"), and file this *Stipulations to Factual, Legal, and Procedural Matters & Joint Motion to Proceed on a Default Basis*, and in support thereof respectfully show as follows:

Procedural History

1. On August 9, 2016, the Director of the Inspections & Compliance Division of the Texas State Securities Board signed a *Notice of Hearing*, styled In the Matter of the Investment Adviser Registration of Lawrence Allen deShetler dba Partners Investment Advisors, SOAH Docket No. 312-16-5589 ("Notice of Hearing"). A true and correct copy of the Notice of Hearing is attached hereto as Exhibit 1.
2. The relief requested by the Staff was an Order revoking Respondent's investment adviser registration with the Securities Commissioner and

ordering Respondent to cease and desist from engaging in fraudulent conduct.

3. The contested case proceeding is presently set for hearing in 2017.
4. The Staff bear the burden of proof in support of the Notice of Hearing and the relief sought therein.

Stipulations

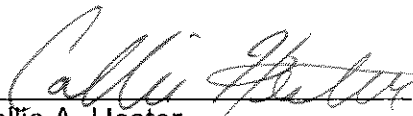
5. Subject to the judge's approval, the parties may stipulate to factual, legal, and procedural matters pursuant to Section 155.417 of the State Office of Administrative Hearings ("SOAH") Rules of Practice and Procedure, 1 Tex. Admin. Code, Chapter 155 (Supp. 2016)("SOAH Rules").
6. Respondent stipulates that Respondent was personally served the Notice of Hearing on September 7, 2016.
7. Respondent stipulates that Respondent is subject to pending felony criminal charges in Montgomery County, Texas and elsewhere.
8. Respondent stipulates that Respondent does not wish to proceed to a hearing on the merits in SOAH Docket No. 312-16-5589.
9. The Staff and Respondent stipulate to the adequacy of the notice provisions of Section 155.501 of the SOAH Rules.
10. The Staff and Respondent agree to dispose of the pending contested case on a default basis as if Respondent failed to appear for hearing in SOAH Docket No. 312-16-5589.
11. Respondent acknowledges Respondent had the opportunity to consult with counsel prior to Respondent's execution of this *Stipulations to Factual, Legal, and Procedural Matters & Motion to Proceed on a Default Basis*.

Motion to Proceed on a Default Basis

12. A judge may proceed on a default basis where a party not bearing the burden of proof in the proceeding and receiving service of the notice of hearing fails to appear for the hearing pursuant to Section 155.501 of the SOAH Rules.
13. Based on the foregoing, the Staff and Respondent submit to the SOAH for approval the stipulations to factual, legal, and procedural matters set forth herein.
14. Based on the foregoing, the Staff and Respondent respectfully request that SOAH Docket No. 312-16-5589 be dismissed from SOAH's docket pursuant

CERTIFICATE OF CONFERENCE

I hereby certify that the Staff and Respondent are in agreement with this *Stipulations to Factual, Legal, and Procedural Matters & Joint Motion to Proceed on a Default Basis* as set forth herein and evidenced by Respondent's signature.


Callie A. Hester
Texas Bar No. 24070951

CERTIFICATE OF SERVICE


I hereby certify that fully executed true and correct copies of the foregoing have been sent ~~via mail~~ to Respondent, and to the Securities Commissioner's Representative by hand-delivery, done on this, the 8th day of June, 2017.

Lawrence Allen deShetler
A52097, C4G
#1Criminal Justice Drive
Conroe, Texas 77301

VIA MAIL

Marlene Sparkman
General Counsel
Securities Commissioner's Representative
Texas State Securities Board
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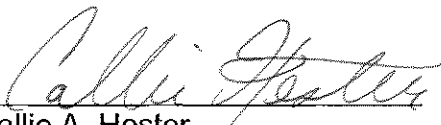
VIA HAND-DELIVERY


Callie A. Hester
Texas Bar No. 24070951

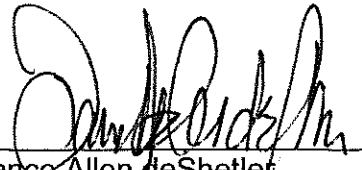
to Section 155.501(d)(1) of the SOAH Rules so the matter may be disposed of on an informal, default basis in accordance with Tex. Gov't Code Section 2001.056 and Sections 105.9 and 105.10 of the Rules and Regulations of the State Securities Board, 7 Tex. Admin. Chapter 105 (Supp. 2016).

WHEREFORE, PREMISES CONSIDERED, the Staff and Respondent respectfully request that this *Stipulations to Factual, Legal, and Procedural Matters & Motion to Proceed on a Default Basis* be approved and granted and that the hearing's office enter an order dismissing the case from SOAH's docket and returning the file to the Texas State Securities Board for informal disposition for purposes of granting the relief sought in the Notice of Hearing as requested by the Staff.

Respectfully Submitted,



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Lawrence Allen deShetler
Respondent